



Application for an accelerated review of anti-dumping measures

Applications are taken to be lodged or received by the Commissioner when it is first received by a commission staff member doing duty in relation to applications.

Staff members are taken to be on duty receiving applications from 9:00am to 5:00pm (AEST or AEDST) on business days that are not an Australian Capital Territory public holiday, or during Annual Closedown.

See Page 5 for more details.

Applicants are encouraged to contact the Commission prior to lodgement if they wish to discuss their application or the process.

APPLICATION UNDER SECTION 269ZE OF THE *CUSTOMS ACT 1901* FOR AN ACCELERATED REVIEW OF ANTI-DUMPING MEASURES

In accordance with section 269ZE of the *Customs Act 1901* (the Act)¹, I request that the Commissioner of the Anti-Dumping Commission conduct an accelerated review of a dumping duty notice and/or countervailing duty notice (the notice(s)) insofar as it affects this exporter².

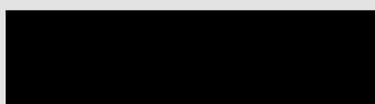
NB: Only a new exporter is eligible to apply for an accelerated review. A new exporter means that, in relation to goods the subject of an application for a dumping duty notice or countervailing duty notice or like goods, an exporter who did not export such goods to Australia at any time during the investigation period in relation to the application (ss 269ZE(1) and 269T(1) refers).

DECLARATION

I believe that the information contained in this application:

- provides reasonable grounds for an accelerated review of the dumping or countervailing duty notice(s) in so far as it relates to the applicant; and
- is complete and correct.

Signature:



Name:



Position:



Company:

China Custom Manufacturing, Ltd. ("CCMFG")

Date:

03/07/2026

¹ All legislative references are to the *Customs Act 1901*.

Signature requirements

Where the application is made:

By a company - the application must be signed by a director, servant or agent acting with the authority of the corporate body.

By a joint venture - a director, employee, agent of each joint venturer must sign the application. Where a joint venturer is not a company, the principal of that joint venturer must sign the application form.

On behalf of a trust - a trustee of the trust must sign the application.

By a sole trader - the sole trader must sign the application.

In any other case - contact the Anti-Dumping Commission's (the commission's) client support section for advice.

NB: Where an application is made by an agent acting with authority on behalf of a company, joint venture, trust or sole trader, an authority to act letter must be provided with this application.

Assistance with the application

The commission provides a free-of-charge document checking service, available prior to formal lodgement, to assist applicants to ensure that their applications meet the documentary requirements, see "before you apply": <https://www.industry.gov.au/anti-dumping-commission/apply-anti-dumping-or-countervailing-duties-measures>

The commission has also published guidelines to assist applicants with the completion of this application: <https://www.industry.gov.au/anti-dumping-commission/how-importers-and-exporters-can-participate-anti-dumping-system>

The commission's client support section can also provide information about dumping and countervailing procedures and the information required by the application form. Contact the team on:

Phone: 13 28 46 or +61 2 6213 6000 (outside Australia)

Email: clientsupport@adcommission.gov.au

Further information is available from the commission's website at www.adcommission.gov.au.

**Required
information**

1. Provide details of the current anti-dumping measure(s) the subject of this review application, including:

- identify the notice(s) imposing measures that the applicant seeks an accelerated review of; and
- a description of the goods to which the notice(s) relates.

The applicant requests that the Commissioner conduct an accelerated review under section 269ZE of the Customs Act 1901 in relation to the dumping duty notice and, to the extent applicable to China, the countervailing duty notice for Hollow Structural Sections (HSS) from China, including the measures as altered following Anti-Circumvention Inquiry No. 685. ADN 2026/91 and 2026/64 refer.

The relevant measures concern certain electric resistance welded pipe and tube made of carbon steel, comprising circular and non-circular hollow sections, commonly referred to as CHS or RHS and collectively referred to as HSS, including CHS with other than plain ends such as threaded, swaged and shouldered ends.

The applicant's relevant goods are project-specific octagonal torque tubes / steel torque tube elements for utility-scale solar tracker systems, manufactured in China and exported for Australian solar tracker projects. The declared / relevant tariff reference is 7308.90.00, corresponding to HTS code 7308900000. Australian statistical code and import declaration details are to be confirmed.

This application is made without prejudice to any position that the octagonal torque tubes are outside the proper scope of the HSS measures, are not like goods to ordinary HSS, and/or should not be subject to any retrospective alteration to measures.

2. Provide details of the name, street and postal address, of the applicant seeking the accelerated review;

Applicant / exporter: China Custom Manufacturing, Ltd. ("CCMFG")

Trading names / related names used on commercial documents: CCMFG is the abbreviation of China Custom Manufacturing, Ltd. JIAXING PACIFIC SOLAR TECH. INC. / Jiaxing Pacific is the factory/manufacturer.

Factory / production site: JIAXING PACIFIC SOLAR TECH. INC.,

[REDACTED]
[REDACTED]

Tel: [REDACTED]

Fax: [REDACTED]

Country of export / origin: China

Australian importer / project party: Gransolar construction Australia Pty Ltd

3. Provide details of the name of a contact person, including their position, telephone number and e-mail address;

Primary contact for applicant:

Name: [REDACTED]

Position: [REDACTED]

Company: China Custom Manufacturing, Ltd. ("CCMFG")

Email: [REDACTED]

Telephone / mobile / WeChat: [REDACTED]

Language support: English / Chinese

Coordination contacts, if authorised by the applicant:

PVH Spain: [REDACTED] -

GRS / Gransolar: [REDACTED]

If any person other than the applicant signs, lodges or communicates with the ADC on behalf of the applicant, a signed authority to act should be attached.

4. Describe the applicant's role in the exportation of the goods (e.g. producer or manufacturer, distributor or trader of the goods);

The applicant, China Custom Manufacturing, Ltd. ("CCMFG"), is the exporter / trading entity for the relevant project-specific octagonal torque tubes / steel torque tube elements supplied to GRS / Gransolar for Australian solar projects. JIAXING PACIFIC SOLAR TECH. INC. is the factory/manufacturer of the relevant goods.

The relevant goods are manufactured to customer/project drawings, tolerances and quality requirements for solar tracker systems. The octagonal profile and any project-specific holes, cuts, swaged or shouldered ends, coating, galvanising, markings or inspection requirements form part of the product specification.

The relevant goods are not sold as commodity pipe, ordinary standard hollow structural sections, general steel distribution stock or generic line pipe. The relevant goods are engineered solar tracker components for project-specific use.

5. Confirm that the applicant is a 'new exporter', meaning, in relation to goods the subject of an application for a dumping duty notice or countervailing duty notice or like goods, an exporter who did not export such goods to Australia at any time during the investigation period in relation to the application (ss 269ZE(1) and 269T(1) refers).

The applicant confirms that it is a new exporter for the purposes of section 269ZE of the Customs Act 1901.

To the best of the applicant's knowledge and based on available company records, during the period 1 July 2010 to 30 June 2011, China Custom Manufacturing, Ltd. ("CCMFG") did not engage in any solar business, including PV hardware, solar tracker components, steel torque tube elements or related solar project products.

During the same period, China Custom Manufacturing, Ltd. ("CCMFG") did not export PV hardware, steel torque tube elements, Hollow Structural Sections (HSS), octagonal torque tubes, or like goods to Australia, either directly or indirectly.

The applicant will provide a signed management declaration confirming the above and can provide further company-history evidence if requested by the ADC.

6. Confirm whether the applicant has previously applied for an accelerated review in relation to the notices the subject of this application.

To the best of the applicant's knowledge and based on available company records, the applicant has not previously applied for an accelerated review in relation to the relevant HSS dumping duty notice or countervailing duty notice.

If any related or similarly named entity, trading name or predecessor entity has previously applied for an accelerated review, the applicant should identify that application, explain the relationship, and provide the application/reference number if known.

7. Confirm whether the applicant is related to an exporter whose exports were examined in relation to the application for publication of the notice(s), and the nature of the relationship (s 269ZE(2)(b) refers).

In determining whether the applicant is an associate of an exporter whose exports were examined in relation to the application for publication of the notices(s), answer the following (s 269TAA(4) refers):

- (a) Are both natural persons?

If yes:

- (i) Are they members of the same family? Or;
- (ii) Is one of them an officer or director of a body corporate controlled, directly or indirectly, by the other?

- (b) Are both body corporates?

If yes:

- (i) Are both of them controlled by a third person (whether or not a body corporate)? Or;
- (ii) Do both of them together control, directly or indirectly, a third body corporate? Or;
- (iii) Is the same person (whether or not a body corporate) in a position to cast, or control the casting of, 5% or more of the maximum number of votes that might be cast at a general meeting of each of them?

- (c) Is one of them, being a body corporate, directly or indirectly, controlled by the other (whether or not a body corporate)?

- (d) Is one of them, being a natural person, an employee, officer or director of the other (whether or not a body corporate)?

- (e) Are they members of the same partnership?

NB: Please include appropriate evidence in support of your view that the applicant is or is not related to another company whose exports were examined in relation to the application for publication of the notice(s) (i.e. during the original investigation). This should include an overview of your corporate structure, including entities that the applicant has an interest in and entities that have an interest in the applicant, list of directors and annual report(s) where applicable.

Based on the applicant's current knowledge and available company records, the applicant is not related to, and is not an associate of, any exporter whose exports were examined in relation to the original HSS investigation or the application for publication of the relevant notices.

Responses to the association tests in section 269TAA(4) of the Customs Act 1901 are as follows, subject to confirmation from the applicant's corporate records:

(a) Both natural persons: Not applicable. The applicant is a body corporate.

(b) Both body corporates:

(i) No. The applicant and any exporter examined in the original investigation are not both controlled by the same third person.

(ii) No. The applicant and any exporter examined in the original investigation do not together control, directly or indirectly, a third body corporate.

(iii) No. To the applicant's knowledge, the same person is not in a position to cast, or control the casting of, 5% or more of the maximum number of votes at a general meeting of both the applicant and any exporter examined in the original investigation.

(c) One body corporate directly or indirectly controlled by the other: No. The applicant is not directly or indirectly controlled by an exporter examined in the original investigation, and the applicant does not directly or indirectly control such an exporter.

(d) Natural person employee/officer/director relationship: No, to the applicant's knowledge. No relevant natural person is an employee, officer or director of both the applicant and an exporter examined in the original investigation.

(e) Partnership: No. The applicant is not in the same partnership with any exporter examined in the original investigation.

If the ADC identifies specific exporters examined in the original investigation for comparison, the applicant can provide a direct confirmation against those named exporters.

8. Provide a statement setting out the basis on which you consider the particular dumping or countervailing duty notice is inappropriate, so far as the applicant is concerned.

The relevant dumping duty notice and countervailing duty notice are inappropriate insofar as they affect the applicant because the applicant is a new exporter whose own exports were not examined in the original investigation and whose exporter-specific export price, normal value, subsidy and/or dumping margin have not been determined.

The applicant did not directly or indirectly export the goods subject to the original HSS application, or like goods, to Australia during the original investigation period of 1 July 2010 to 30 June 2011.

The applicant has exported project-specific octagonal torque tubes / steel torque tube elements to Australia from [REDACTED] onwards. Those exports can be reconciled to invoices, purchase orders, payment records, bills of lading, customs entries and shipment schedules where available.

Subject to further review of the ADC assessment period, shipment data, relevant comparison methodology and confidentiality requirements, the applicant does not presently believe that its Australian export sales were made at dumped prices on a weighted-average basis.

Subject to the scope limitation below, the applicant can provide, where available and lawfully disclosable, relevant Australian export sales information, product specifications, production records and technical records directly related to PV hardware / steel torque tube elements exported or supplied by the applicant to Australia from [REDACTED] onwards. Any normal value / CNV, CTMS, sales, subsidy or other information requested by the ADC will be reviewed by the applicant on a case-by-case basis and remains subject to internal approval, applicable law, confidentiality restrictions, document availability and relevance to the PV hardware / steel torque tube shipments from [REDACTED].

Nothing in this application should be taken as a concession that the applicant's octagonal torque tubes are properly within the goods description, are like goods to ordinary HSS, or were modified for the purpose of avoiding Australian anti-dumping or countervailing measures.

Impact of an all exporter review of measures

Where a review of measures applies to all exporters of the goods generally (that is, not a single exporter), the changes to the notice(s) that result from the review may apply to all relevant exporters of the goods, including past applicants for an accelerated review. This means that changes to a notice as an outcome of an all-exporter review of measures may replace an earlier published outcome of an accelerated review.

Lodgement of the application

This application, together with the supporting evidence, must be lodged in the manner approved by the Commissioner under subsection 269SMS(2) of the Act. The Commissioner has approved lodgement of this application by either:

- email, preferably, using the email address clientsupport@adcommission.gov.au;
- upload to SIGBOX (SIGBOX is our secure online lodgement platform, suitable for large files or attachments - email us to arrange access), or
- post to:

The Commissioner of the Anti-Dumping Commission
GPO Box 2013
Canberra ACT 2601

As currently applied:

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Definitions in this application:

- **AEST** means Australian Eastern Standard Time.
- **AEDST** means Australian Eastern Daylight Savings Time
- **business day** means a day that is not a Saturday or Sunday.
- **Annual Closedown** means the 3 business days the Commission is closed between Christmas Day and New Year's Day.

* Public holidays are listed at: <https://www.fairwork.gov.au/employment-conditions/public-holidays>

Public Record

There is no legislative requirement to maintain a public record for accelerated reviews. However, in the interests of transparency, a public record for an accelerated review will be opened and accessible on the commission's website at www.adcommission.gov.au. The public record will contain, among other things, a copy of the application, all submissions from interested parties and commission reports.

At the time of making the application, the commission requests both a confidential version (for official use only) and non-confidential version (public record) of the application be submitted. Please ensure each page of the application is clearly marked "FOR OFFICIAL USE ONLY" or "PUBLIC RECORD". The non-confidential application should enable a reasonable understanding of the substance of the information submitted in confidence, clearly showing the reasons for seeking the accelerated review, or, if those reasons cannot be summarised, a statement of reasons why summarisation is not possible. If you cannot provide a non-confidential version, contact the commission's client support section for advice.